

**WSGL WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP***Intellectual Property Law*  
Patents • Trademarks • CopyrightsTen Post Office Square  
Boston, Massachusetts 02109  
Tel. 617.542.2290 • Fax. 617. 451.0313  
www.wsglip.com**RECEIVED  
CENTRAL FAX CENTER****OCT 02 2007****FACSIMILE COVER SHEET**

DATE: October 2, 2007

TO: Examiner Leah H. Schlientz  
TC Art Unit: 1618

Fax No.: (571) 273 8300

FROM: Charles L. Gagnebin III

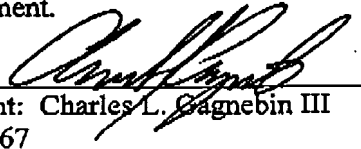
No. of pages transmitted  
(including this page): 21

Our File: SW-045AX

Time:

Your Ref:

Sent by: Marilyn

Application No. 10/762,964  
Filed Date: January 22, 2004  
Confirmation No.: 6339A confirmation copy of this transmission will not be mailed unless the following is checked: ☐  
MESSAGEPLEASE DELIVER DIRECTLY TO:  
EXAMINER LEAH H. SCHLIENTZ, Tel. (571) 272-9928  
TC ART UNIT NO: 1618**FOR ENTRY**Enclosed for filing please find: Request for Continued Examination (RCE);  
Amendment; and Two-month Request for Extension of Time.The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional  
filing fees associated with this communication or credit any overpayment.  
Attorney for Applicant: Charles L. Gagnebin III  
Registration No. 25,467

CLG/mrb/357574.1

THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY  
FOR THE PERSON(S) IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS  
NOT BEEN CLEARLY RECEIVED, PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT  
FOR INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE THIS MESSAGE TO ANYONE OTHER THAN THE  
INTENDED RECIPIENT(S). THANK YOU.

Application No.: 10/762,964  
 Filed: January 22, 2004  
 TC Art Unit: 1618  
 Confirmation No.: 6339

Rev 09/07

WEINGARTEN, SCHURGIN, GAGNEBIN &amp; LEOVICI LLP

Ten Post Office Square  
 Boston, Massachusetts 02109  
 Telephone: (617) 542-2290  
 Telecopier: (617) 451-0313

RECEIVED  
 CENTRAL FAX CENTER

OCT 02 2007

Via Facsimile

Date: October 2, 2007

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Attorney

Docket No.: SW-045AX

Sir:

In re application of: Kevin Tait

Entitled: STOOL MARKER

Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

- ☒ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$405.00) per §1.17(e).  
☐ Enter the unentered amendment previously filed on \_\_\_\_\_ per §1.116.
- ☒ Small Entity Status is asserted.
- ☒ A Petition for Extension of Time for 2 months is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$230.00) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☐ Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	1 - 3	=	x \$210.00 =	0
Total	19 - 20	=	x \$ 50.00 =	0
[ ] Multiple Dependent Claims (1st presentation)			+ \$370.00 =	0
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
TOTAL ADDITIONAL FEE				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$\_\_\_\_\_) for the cost of same.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Leah H. Schlientz, TC Art Unit 1618, Fax No. (571) 273 8300, on October 2, 2007.

Attorney of Record: Charles L. Gagnebin III  
 Registration No.: 25,467

CLG/mrb/357575.1